



Commercial Filming/Photography At Haleakala National Park

Commercial filming and photography is defined as digital or film recording of a visual image, or sound recording, by a person, business, or other entity for a market audience, such as for a documentary, television or feature film, advertisement, or similar project. Under Public Law 106-206 all commercial filming and photography requires a permit and is subject to a location fee and cost recovery.

In Public Law 106-206, Congress expressed the importance of resource protection and directed that the permit request should be denied if:

- there is the likelihood that resource damage would occur that cannot be mitigated or restored under the terms and conditions of a permit;
- there is the likelihood of unreasonable disruption of or conflict with the public's use/enjoyment of the site;
- there is the likelihood that the activity poses health or safety risks to the public;
- there is the likelihood that the activity would result in the impairment of park resources or values; or
- the required activity would violate any other applicable Federal, State, or local law or regulation.

If the project is such that it is indistinguishable from the activity of the average visitor, a permit may not be required. If this might pertain to your project, please contact the Permits Coordinator at 808-572-4440 to discuss.

Timeline:

Due to ever-changing workloads, we must receive your application and application fee no less than two weeks prior to the start of your proposed activity. Requests that are complex in nature or requests to film in the wilderness area or in closed areas will require, at a minimum, four weeks to process as they must be reviewed for environmental and cultural compliance.

Once an application is approved, a permit will be written and the permittee will have to review and sign it confirming their intent to adhere to all permit conditions. Once the permittee has signed the permit, the Park Superintendent will authorize the permit with his/her signature.

Application:

The submission of a Special Use Permit application starts the process. The application form may be requested from our office or can be found online at:
<http://www.nps.gov/hale/planyourvisit/permits.htm>.

If your project involves film/video or any complexity (multiple locations, talent, props, sets, etc), please use the long form. For stills, you may use the short form but more information may be required as necessary. When in doubt, use the long form.

Please fill out the application completely; incomplete applications will not be considered. Provide as much detail as you can regarding your project; you may attach narratives, story boards, or other documentation that will help explain your project.

Along with your application, you must submit the non-refundable \$100 application fee. We will accept a check or money order made payable to the National Park Service or you can make a notation on the application stating that you will contact our office with your credit card information. Applications will not be reviewed until payment is received.

Applications can be sent via the postal service, UPS, email, or fax:

POSTAL SERVICE:

Haleakala National Park
Business and Revenue Office
Post Office Box 369
Makawao, HI 96768-0369

UPS :

Haleakala National Park
Business and Revenue Office
Mile Marker 11, Crater Road
Kula, HI 96790

Email: HALE_Commercial_Manager@nps.gov

Fax: 808-572-4438

Please note that only UPS delivers to the park; we cannot receive packages via FedEx, Airborne Express or DHL.

Performance Deposit:

Dependent upon the complexity and scope of project, a performance deposit may be required to ensure that the area used is returned to the same state as prior to filming activities. If monitoring of the activity is required, a performance deposit will be required.

Fees and Charges:

Application Fee: A \$100 non-refundable application fee is required. This covers the first two hours of time spent on the permit to include initial communications, site visits, compliance review, and writing of permit conditions.

Administrative Charges: Permits/projects that require more than two hours of administrative time for review, site visits, meetings, or permit processing will be charged at the rate of \$50 per hour.

Monitoring Charges: All permitted activity will be monitored in order to ensure full compliance with the terms and conditions of the permit. This is based on actual time spent (including travel time) and is charged at the rate of \$50 per hour (in quarter hour increments). In most cases, this will be charged up front as part of your performance deposit. Any credit due the permittee for time charged but not worked will be refunded after the permitted activity is completed.

Location Fee: These fees are charged per day. These are standard for all NPS sites and are non-negotiable. Location fees may not apply for very small projects involving 1-2 people with no cast, props, sets, or special needs.

SUP Info: Commercial Film/Photography
Rev. 09/22/10

<u>Size of Cast/Crew</u>	<u>Motions/Video</u>	<u>Stills</u>
1-10 people	\$150	\$50
11-30 people	\$250	\$150
31-49 people	\$500	\$250
Over 50 people	\$750	----

Insurance:

General commercial liability insurance is required in the minimum amount of \$1,000,000. Complex projects or projects with large cast/crew numbers may require higher insurance levels.

The United States Government will be named as additional insured on the insurance certificate and it should read as follows: United States Government, Haleakala National Park, PO Box 369, Makawao, HI 96768.

The name on the certificate of insurance must match your business name, including any names used as DBAs (doing business as). The certificate can be mailed, shipped, emailed, or faxed using the contact information listed above.

A copy of the insurance certificate must be received before the permit will be approved by the Superintendent.

Filming Locations:

Possible locations include any road, frontcountry trail, and overlook that can be used by any park visitor. Approval may be given for backcountry/wilderness trails but only after an environmental and cultural compliance review. Areas that are closed to the public are rarely permitted for commercial filming and photography.

The following activities will not be permitted under any circumstance:

- Filming off trail.
- Filming of any cast, crew or visitor swimming, playing or recreating in any water feature (predominately streams- e.g. Palikea, Pipiwai, Ohe o Gulch) will not be permitted.
- Commercial activity, including filming/photography, is not permitted in the Ka apahu section of the park (including Lelekea, Alelele, and Kalepa streams).

Filming of water features is allowed provided no people are in the frame. The best time for this is prior to 9:00 a.m. Do note that if streams are closed due to flash flooding, high water, or fast stream flow, crews will not be permitted in the streambed or beyond closure signs/gates/barricades.

Cancellations/Delays: The permitted activity must be well planned and scheduled. Notification to the Permits Coordinator regarding changes is imperative. Last minute changes will not be accommodated unless the changes are contingent upon weather or other emergency conditions and approved by the Permits Coordinator or onsite representative.

You may want to consider including alternate “weather dates” in your application in case weather would hamper your project. The weather within the park changes constantly and cannot be predicted. Keep in mind that you are still required to contact the Permits Coordinator if you choose to use your rain dates. You will be charged for monitoring time if you choose not to use your original permit date and fail to notify the Permits Coordinator.

Additional Information: Additional information about Haleakala National Park may be found on our website at <http://www.nps.gov/hale>.

Additional information on filming outside of the park may be found at the Maui Film Commission website at <http://www.filmmaui.com>.